

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**Civil Writ Petition No. 11689 of 2002
Date of Decision: 24.9.2016**

Ram Kumar

.....Petitioner

Vs.

Superintending Canal Officer, Bhakra Water Services Circle, Kaithal and
others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. Rajinder Goyal, Advocate
for the petitioner.

Mr. Sandeep S. Mann, Sr. DAG, Haryana.

Mr. Rakesh Gupta, Advocate
for respondent No.4 and 5.

RAMESHWAR SINGH MALIK J. (ORAL)

Present writ petition is being disposed of on the common statement made by learned counsel for the contesting parties. State is not contesting respondent.

Learned counsel for contesting respondents No. 4 and 5 namely Jai Singh and Janrail Singh, both sons of Sh. Amrit Lal, at the very outset, fairly states that watercourse shown as ABC and B to D1 can be used by the petitioner for irrigating his fields and respondents No. 4 and 5 would have no objection. He further submits that since the watercourse from points B to C and B to D1 shall cover almost entire land of the petitioner, it will serve the purpose of both the parties and bifurcation of the land of respondents No. 4 and 5 from points E1 to D1, shall also be avoided.

Amit Kumar
2016.09.24 16:56
I attest to the accuracy and
integrity of this document

Faced with the above, learned counsel for the petitioner also made a fair statement that statement made by learned counsel for respondents No. 4 and 5 is acceptable to him. Accordingly, learned counsel for the petitioner as well as learned counsel for respondents No. 4 and 5 submit that let the present writ petition be disposed of in view of the abovesaid statements made.

In view of the abovesaid respective stands taken by learned counsel for the petitioner as well as learned counsel for respondents No. 4 and 5, instant writ petition is disposed of with a direction that petitioner shall be entitled to use the watercourse ABC as well as B to D1 and private respondents No. 4 and 5 will not raise any objection. This site plan available at page 49 of the paper book, is marked as Annexure A-1. Lest there be any confusion in this regard, site plan (Annexure A-1) shall form part of the present order.

With the abovesaid observations made and directions issued, present writ petition stands disposed of.

(RAMESHWAR SINGH MALIK)
JUDGE

24.9.2016

Ak Sharma

Whether speaking/reasoned Yes/No

Whether reportable: Yes/No